



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

HB2454

Introduced 02/17/05, by Rep. Paul D. Froehlich

SYNOPSIS AS INTRODUCED:

750 ILCS 5/609

from Ch. 40, par. 609

Amends the Illinois Marriage and Dissolution of Marriage Act. Provides that if the custodial parent moves more than 100 miles farther away from the non-custodial parent, the custodial parent shall be responsible for transporting the child or children back to within 10 miles of where the non-custodial parent received the child or children for court ordered visitation for all visitations after the custodial parent's move, unless the parties agree otherwise.

LRB094 10369 LCB 40639 b

1 AN ACT concerning families.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Marriage and Dissolution of
5 Marriage Act is amended by changing Section 609 as follows:

6 (750 ILCS 5/609) (from Ch. 40, par. 609)

7 Sec. 609. Leave to Remove Children.) (a) The court may
8 grant leave, before or after judgment, to any party having
9 custody of any minor child or children to remove such child or
10 children from Illinois whenever such approval is in the best
11 interests of such child or children. The burden of proving that
12 such removal is in the best interests of such child or children
13 is on the party seeking the removal. When such removal is
14 permitted, the court may require the party removing such child
15 or children from Illinois to give reasonable security
16 guaranteeing the return of such children.

17 (b) Before a minor child is temporarily removed from
18 Illinois, the parent responsible for the removal shall inform
19 the other parent, or the other parent's attorney, of the
20 address and telephone number where the child may be reached
21 during the period of temporary removal, and the date on which
22 the child shall return to Illinois.

23 The State of Illinois retains jurisdiction when the minor
24 child is absent from the State pursuant to this subsection.

25 (c) If the custodial parent moves more than 100 miles
26 farther away from the non-custodial parent, the custodial
27 parent shall be responsible for transporting the child or
28 children back to within 10 miles of where the non-custodial
29 parent received the child or children for court ordered
30 visitation for all visitations after the custodial parent's
31 move, unless the parties agree otherwise.

32 (Source: P.A. 85-768.)